Secrt. II-37—100,000—21.8.48.

(M)

Home (1950) Department.

MS **SERIES.**

G.O. No. 1479

Dated 6-4-1950

[Despatch Abstract.]

Jails - Prisoners who undergo treatment in hospitals outside the prison - Privileges in regard to letters and interviews Instructions issued for the guidance of hospitals authorities in G.O.No. 3643, Home, dated 13.8.41, Revised.

GOVERNMENT OF MADRAS
ABSTRACT.
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Jails - Prisoners who undergo treatment in hospitals outside the prison Priveleges in regard to letters and interviews - Instructions issued for the guidance of hospital authorities in G.O.No.3643, Home, dated 13.8.41. - Revised.

HOME DEPARTMENT.

G.O.Ms.No. 1479 Dated: 6.4.50.
Read the following:-

G.O.No.3643, Home, dated 13.8.41.
Read also:-
From the Inspector General of Prisons No. 577/S6/49 dated 23.11.49.
From the Inspector General of Prisons No. 577./W3/47 dated 2.2.50.

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ORDER:

Consequent on the re-classification of prisoners into classes I and II and the changes made in the priveleges admissible to them in regard to letters and interviews, the Government direct that the instructions issued in G.O.No. 3643, Home, dated 13.8.41, for the guidance of hospital authorities in the matter of regulating the privileges to be allowed to prisoners undergoing treatment in hospitals outside the prison, on- in regard to letters and interviews , be revised as shown in the Annexure to these proceedings.

/By Order of the etc./

Sd.xx
Secretary to Government.

To
The Inspector General of Prisons, Madras.
The Inspector General of Police, Madras.
The Commissioner of Police, Madras.
The S.G. with the G.O. of Madras thro' Health Department.
The Health Department.

/True copy/

R Nagarajan
Superintendent.
Madras Record Office.
Madras.

SS/1.8.

11/8

ANNEXURE.

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Instructions governing the privileges of prisoners who are undergoing treatment in civil hospitals regarding letters and interviews, for the guidance of Superintendents of hospitals.

1.Definition::- In these instructions (1) "Hospitals" means any hospitals other than a jail hospital.
(2) Superintendent" means a Superintendent of a Civil hospital or medical officer in charge of such a hospital.

2(1) Class I prisoners while undergoing treatment in a civil hospital shall be allowed to write and receive one letter a week, but on urgent occasions, e.g., a death or serious illness in the family, this instructions may be disregarded at the discretion of the Superintendent. The contents of all letters shall be limited to private matters and there shall be no reference to hospital or jail administration and discipline, to other prisoners or to politics.

(2) Interviews shall be permitted once a fortnight, The Conversation should be limited to private and domestic matters and the discussion of political questions shall not be allowed. The number of persons at one time should ordinarily be limited to three.

(3) Class II prisoners shall be allowed to have an interview with friends or relatives once in a fortnight and to write and receive two letters a month, during their stay in the hospital, provided that the exercise of this privilege shall be contingent on good conduct.

(4)(1) A letter merely arranging an interview shall not be counted as a letter for the purpose of these rules.

(2) A prisoner may, with permission of the Superintendent, substitite a letter with a reply for an interview, or vice versa.

(3) The restrictions imposed in instruction (2) in regard to Class I prisoners shall also apply to Class II Prisoners.

5. The Superintendent, may, at this discretion, grant interviews or allowe the despatch or receipt of letters at Shorter intervals than provided in the above instructions or inspite of the prisoners misconduct, if he considers that special or urgent grounds exist for such eeea concession, as for example, in the event of the prisoner being seriously ill or on the occurence of the death of a near relative or if the friends or relatives have come from a distance to see the prisoner and it would inflict undue hardship on them to refuse an interview, or if the prisoner is nearing release and wishes to secure employment or for other sufficient cause. Matters of importance, auch as the death of a relative may also be communicated at any time, by the friends of a prisoner to the Superintendent, who will, if he thinks it expedient, inform the prisoner of the substance of the communication

6. The Superintendent, shall fix the days and hours at which all interviews shall be allowed and no interview shall be allowed at any other time except with the special permission of the Superintendent.

7. The time allowed for an interview shall not ordinarily exceed half an hour, but may be extended by the Superintendent at his discretion.

8(1) No letter shall be deliveredto or sent by a prisoner who has been convicted for an offence connected with any political movement until the Superintendent has satisfied himself that its transmission isunobjectionable; but no unnecessary delay should be allowed to occur in delivery or despatch. The letters of this Class of prisoners should be sent for censorship to the Jail Superintendent or the local District Superintendent of Police, if the prisoners are undergoing special treatment in a district hospital and to the Superintendent of the Special Branch C.I.D. if they are undergoing treatment in a hospital in Madras City. When a prisoner is transferred to a hospital outside the prison, the Jail Superintendent will

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intimate to the Superintendent of the hospital how the prisoner's letters are to be dealth with, sending a copy of the intimation to the District Superintendent of Police or the C.I.D. as the case may be. No letter written in cipher shall be allowed. The Superinden-dent may withhold any letter which is held by the officer censoring the letter to be in any way improper or objectionable. The officer consoring the letter may be erase any improper or objectionable, passages.

2. If a letter is addressed to a prisoner who is not entitled under the rules to receive it, it may, unless the Superintendent determines to communicate it under instruction (5), be withheld and kept in the Superintendent's custody until the prisoner is entitled to receive it, or released, when it shall be delivered to him, unless it is improper or objectionable; or it may be returned to the sender with an intimation that the prisoner is not entitled to receive it. All letters that are withheld under this instructions and not delivered to the prisoner shall be sent to the Jail along with the prisoner at the time of his discharge from the hospital.

9. A prisoner may retain any letter which has been delivered to him with due authority unless the Superintendent otherwise directs or may ask that it be kept for him.

10(1) Writing materials including service postcards shall be supplied in reasonable quantities to any prisoner who has permission to write a letter and all letters shall be written at such time and place as the Superintendent may direct. A fixed day of the week preferably Sunday, shall be set apart for letter writting. Service postage, stamps shall be provided for prisoners' letters.

(2) Class I prisoner shall be allowed to purchase writing materials at their own expense. All papers and note books used by them should be pages and numbered for purposes of check and to prevent secret correspondence.

11. Any prisoner who abuses any privilege relating to the holding of any interview or writing of letters or other cummunications with any person outside the jail or hospital or inside the hospital shall be liable to be excluded from such privileges for such time and may be subjected to such further restrictions as the Superintendent may direct.

12. Unconvicted criminal prisoners and civil prisoners while undergoing treatment in hospitals shall be granted all reasonable facilities for interviewing or otherwise communicating either orally or in writing with their relatives, friends and legal advisers.

13. In order to enable the Superintendents to carry out these instructions the prison authorities shall furnish complete information as regards the classification of prisoners, the dates on which the prisoners become eligible to write and receive letters and to have interviews and other particulars along with them while sending them for a special treatment in outside hospitals.

/True copy/

Sd.xx

For Inspector General of Prisons.

R Nagarajan 4.8.48

Superintendent.
Madras Record Office.
Madras.

SS/1.8.